

1006 Rec'd PCTO 21 OCT 2005 PCT

I hereby certify that this correspondence with the items listed below are being deposited with the U.S. Postal Service as first class mail, postage prepaid, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on or before October 19, 2005

#4



Daniel B. Ruble

Daniel B. Ruble
Registration No. 40,794

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Nicholas P. De Luca
Serial No.: 10/532,525
Filing Date: April 25, 2005
Int'l App. No.: PCT/US2003/034691
Int'l Filing Date: October 31, 2003
Priority Date: October 31, 2002
Title: Layered Packaging Cushion

Examiner: Not Yet Assigned
Docket: D-30335-01

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE MISSING PARTS
and
NOTIFICATION THAT SMALL ENTITY STATUS IS NO LONGER APPROPRIATE**

Responsive to the Notice of Missing Parts mailed September 26, 2005, the period for response being until November 26, 2005, enclosed are the following:

1. Combined Declaration and Power of Attorney executed by the inventor De Luca; and
2. Copy of the Notification of Missing Requirements.

This non-provisional patent application is not entitled to Small Entity Status. Although the Notification of Missing Requirements on page 1 provides an "Indication of Small Entity Status," please remove that status and charge the full fee amounts for this patent application. It is not believed that there has been any deficiency in payment of fees.

Adjustment date: 02/23/2006 SAHME1

10/26/2005 GFREY1 00000122 071765 10532525
01 FC:1617 130.00 CB

non-provisional application (from which this non-provisional application claimed priority) was entitled to Small Entity Status; however, because of a change in ownership of the invention, this non-provisional application is not entitled to that status.

Please charge the \$130 fee for the late filing of the original declaration under 37 C.F.R. § 1.492(h) to Deposit Account No. 07-1765. Please charge any additional fees or credit any overpayment to the same account.

10/26/2005 GFREY1 00000122 071765 10532525

01 FC:1617 130.00 DA

Sealed Air Corporation
Post Office Box 464
Duncan, SC 29334
DATE: October 19, 2005

Respectfully submitted,

Daniel B. Ruble

Daniel B. Ruble
Registration No. 40,794



REC'D SEP 28 2005
UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/532,525	Nicholas P De Luca	D-30335-01

INTERNATIONAL APPLICATION NO.	
PCT/US03/34691	
IA. FILING DATE	PRIORITY DATE
10/31/2003	10/31/2002

Daniel B Ruble
SEALED AIR CORPORATION
Law Department
Post Office Box 464
Duncan, SC 29334

CONFIRMATION NO. 6004
371 FORMALITIES LETTER
OC000000017094527
OC000000017094527

Date Mailed: 09/26/2005

Due 11/26/05

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 04/25/2005
- Copy of the International Search Report filed on 04/25/2005
- U.S. Basic National Fees filed on 04/25/2005
- Priority Documents filed on 04/25/2005

Remove Small Entity Status

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION,

WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHAKEEL AHMED

Telephone: (703) 308-9140 EXT 208

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/532,525	PCT/US03/34691	D-30335-01

FORM PCT/DO/EO/905 (371 Formalities Notice)